



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Wenhua Lin)

Group No.: 2633

Serial No.: 09/724,179)

Examiner: Curs, Nathan M.

Filed: 11/28/2000)

Docket No. LIGHT1320

For: **TUNABLE ADD/DROP NODE FOR AN OPTICAL NETWORK**

CERTIFICATION UNDER 37 CFR § 1.8

I hereby certify that the documents referred to as enclosed herein are being deposited with the United States Postal Service as first class mail on this date 10/26/2004 in an envelope addressed to: Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

10/26/2004
Date

[Signature]
Signature

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

NOTICE OF APPEAL

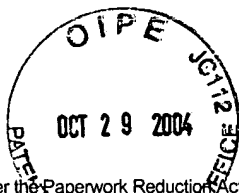
In response to the Advisory Action dated 10/22/2004, applicant is filing a Notice of Appeal. This Notice of Appeal is being filed within five months of the mailing of the Final Rejection and a petition and a fee for two month extension of time are filed herewith. If, however, it is determined that additional fees are due, the Commissioner is hereby authorized to charge Deposit Account Number 502326.

Respectfully submitted,

Date: 10/26/2004

By: [Signature]

Travis Dodd



PTO/SB/31 (08-03)

Approved for use through 07/31/2006. OMB 06551-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

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**NOTICE OF APPEAL FROM THE EXAMINER TO
THE BOARD OF PATENT APPEALS AND INTERFERENCES**Docket Number (Optional)
LT1320

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on October 26, 2004

Signature Typed or printed
name Travis DoddIn re Application of
Wenhua LinApplication Number
09/724,179Filed
11/28/2000For Tunable Add/Drop Node for an Optical NetworkArt Unit
2633Examiner
Curs, Nathan M.Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b))

\$ 340.00☒ Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is:\$ 170.00☒ A check in the amount of the fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☐ The Director has already been authorized to charge any fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.☒ The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 502326. I have enclosed a duplicate copy of this sheet.☐ A petition for an extension of time under 37 CFR 1.136(a) (PTO/SB/22) is enclosed.**WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.**

I am the

☐ applicant/inventor.☐ assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)☒ attorney or agent of record.
Registration number 42,491☐ attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a): _____
SignatureTravis Dodd
Typed or printed name760-415-2352
Telephone number10/26/2004
Date

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

☐ *Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

11/01/2004 MAH/ED1 00000031 09/724179

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